

# MAINE STATE LEGISLATURE

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**LAWS**  
OF THE  
**STATE OF MAINE**  
AS PASSED BY THE

**ONE HUNDRED AND TENTH LEGISLATURE**

**FIRST REGULAR SESSION**  
December 3, 1980 to June 19, 1981

**AND AT THE**

**FIRST SPECIAL SESSION**  
August 3, 1981

**PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH IN  
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**K.J. Printing Co.**  
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1981

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**PUBLIC LAWS**  
OF THE  
**STATE OF MAINE**

AS PASSED AT THE  
FIRST REGULAR SESSION

of the  
ONE HUNDRED AND TENTH LEGISLATURE

1981

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licensed dealer and sufficient information to identify the milk plant where packaged.

Effective September 18, 1981

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## CHAPTER 316

H. P. 1440 — L. D. 1583

**AN ACT Making Appropriations and Allocations for the Expenditures of State Government and Changing Certain Provisions of the Law Necessary to the Proper Operation of State Government for the Fiscal Years Ending June 30, 1982, and June 30, 1983.**

**Emergency preamble.** Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the 90-day period may not terminate until after the beginning of the next fiscal year; and

Whereas, certain obligations and expenses incident to the operation of state departments and institutions will become due and payable immediately; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

**Be it enacted by the People of the State of Maine, as follows:**

### PART A

**Sec. 1. Appropriations from General Fund.** In order to provide for necessary expenditures of State Government and other purposes for the fiscal years ending June 30, 1982, and June 30, 1983, the following sums, as designated in the following tabulations, are appropriated out of any moneys in the General Fund not otherwise appropriated.

**Sec. 2. Allotments required.** Upon receipt of allotments duly approved by the Governor based upon work programs submitted to the State Budget Officer, the State Controller shall authorize expenditures of these appropriations, together with expenditures for other purposes necessary to the conduct of State Government on the basis of such allotments and not otherwise. Allotments for personal services, capital expenditures and amounts for all other departmental expenses shall not exceed the amounts shown in the budget document or as they

may be revised by the Joint Standing Committee on Appropriations and Financial Affairs, unless recommended by the State Budget Officer and approved by the Governor in accordance with established law.

**Sec. 3. Personal services appropriation.** The figures in parentheses shown above each dollar amount provided for personal services in this Act, or as adjusted by legislative action, shall represent the total number of permanent positions at any one time. The appropriations made for personal services are made with the provision that the total number of permanent positions in any account shall not be increased during either year of the biennium over the total numbers shown in parentheses and used by the Legislature in computing the total dollars to be made available for personal services.

Savings accruing within appropriations made for permanent positions may be used for nonrecurring personal services or retirement costs when recommended by the department head and approved by the State Budget Officer.

The amounts appropriated for personal services include funds for the state's share of state employees retirement. The State Controller shall transfer the state's share to the Maine State Retirement System as soon as practicable after each payroll is paid.

**Sec. 4. Personal services policy and review.** The Bureau of the Budget, during this biennium, shall continually review with all departments the status of their manpower levels and staffing patterns for the purpose of determining whether funds and positions are being utilized and managed in the most economical and efficient manner to accomplish the intent of the Legislature. Permanent positions for which funds are appropriated or allocated shall be classified positions, unless specifically designated otherwise by the Legislature. It shall be the responsibility of the Commissioner of Personnel and the State Budget Officer to ensure that classified and unclassified positions are assigned to a proper pay grade within authorized funds.

**Sec. 5. Personal services flexibility.** Any classification or reclassification of a position and any allocation or reallocation of a position within the compensation plan made by the Commissioner of Personnel pursuant to the Personnel Law and rules shall become effective on the first day of the fiscal year following approval by the State Budget Officer and the appropriation of funds therefor, except that the State Budget Officer may, if he determines that sufficient funds exist, authorize an effective date prior to the first day of the ensuing fiscal year. Copies of all actions and certifications shall be furnished to the Legislative Finance Officer.

**Sec. 6. Merit rating required.** It is declared to be the policy of the State that in those instances where annual merit increases are earned and warranted as evidenced by the performance appraisals, they shall be awarded. In those instances where the increases are not earned and warranted, they shall be denied.

In furtherance of this policy, the Commissioner of Personnel, utilizing a form or forms prescribed by the commissioner, is directed to require annual merit ratings on all employees, regardless of whether or not any such employee is eligible or recommended for a merit increase. The form or forms prescribed by the commissioner, in addition to a performance appraisal section, shall include a section wherein each probationary employee's supervisor shall indicate the extent to which the employee has been oriented to the duties and responsibilities of his position. In every instance where an employee is not awarded a merit increase, a record of the reasons therefor and the actions recommended by the employee's supervisor to correct deficiencies, if any, shall be recorded in the performance appraisal.

The Commissioner of Personnel is also directed to develop and install a training program for supervisory personnel, including appropriate guides and manuals, which shall ensure that all evaluators charged with the responsibility of doing employee merit ratings shall do so fairly and equitably, one employee to the next and one organizational unit to another.

The Commissioner of Personnel shall supply to the State Personnel Board all data necessary to monitor and evaluate the performance appraisal system, including data regarding the percentage and distribution of merit increases. The board, pursuant to its powers under the Maine Revised Statutes, Title 5, section 592, shall review the operation of the performance evaluation system and make such recommendations and render such advice to the Commissioner of Personnel as may be necessary to carry out the purposes of this Act.

The Commissioner of Personnel shall forward to the Joint Standing Committee on State Government the findings and recommendations of the State Personnel Board, annually, prior to the start of the legislative session.

**Sec. 7. Number of necessary employees.** The Governor and the State Budget Officer, when next preparing budget proposals for the Legislature, may at their discretion adjust the figures in parentheses, representing numbers of permanent positions, to reflect the number of positions which in their opinion are necessary to the proper operation of each department, institution or agency.

**Sec. 8. New or expanded programs.** No department may establish new programs or expand existing programs beyond the scope of those programs already established, recognized and approved by the Legislature, until the program and the method of financing are submitted to the Bureau of the Budget for evaluation and recommendation to the Legislature and until funds are made available therefor by the Legislature.

**Sec. 9. Federally-funded programs.** It is the intent of the Legislature that, in the event federal funds are not available as anticipated for programs in this Act, there is no obligation to provide state funds in excess of the appropriations listed in this Act. Positions entirely or partially funded by federal or other than state sources of funds shall be considered as limited period positions, notwithstanding

the figures in parentheses representing numbers of employees, should the funds be withdrawn or reduced.

**Sec. 10. Travel limitations.** It is the intent of the Legislature that out-of-state travel be limited. Any state employee who travels out of state on state business, such as law enforcement, collecting, bidding, industrial development, loans, etc., may continue to do so. The Legislature directs that department heads hold down cost of all travel where it is not absolutely needed. Any state employee who travels instate shall not be reimbursed for noon meals, unless the meal is part of an organized meeting or program or overnight travel.

**Sec. 11. Equipment to be reviewed.** The Commissioner of Finance and Administration, through the State Purchasing Agent or such other agent as he may choose, shall conduct a thorough review of all types of equipment, owned, leased or otherwise available to the several departments and agencies of the State, regardless of the source of supporting funds, combining their use, providing centralized facilities or eliminating existing equipment and facilities, as he believes to be in the most economical, most efficient and best interests of the State. The Commissioner of Finance and Administration may develop and institute such review and control mechanisms as are necessary to insure that capital equipment purchases authorized by the Legislature are consistent with the intent for which funds were recommended and made available.

**Sec. 12. Motor vehicle replacement policy.** The State Purchasing Agent is directed to require that requisitions for replacement motor vehicles include the age and total mileage of the motor vehicle being replaced. For the purposes of this section, motor vehicles are defined as passenger cars and panel and pickup trucks, excluding those vehicles authorized and assigned for pursuit purposes. Under no circumstances are any state vehicles to be used primarily for commuting purposes. It is the intent of the Legislature that motor vehicles shall have been in service for at least 5 years or 75,000 miles before they are replaced. This policy shall also be adopted by the State Budget Officer when next preparing a budget document. Exceptions to the established replacement policy shall require the prior approval of the Commissioner of Finance and Administration.

The Commissioner of Finance and Administration shall also have the authority to set appropriate standards with regard to motor vehicle type, size and equipment and direct that all motor vehicles be purchased in accordance with an established commodity calendar.

**Sec. 13. Significant action recommended by the State Budget Officer.** The Bureau of the Budget shall inform the Joint Standing Committee on Appropriations and Financial Affairs through the Legislative Finance Office of significant action recommended by it in the performance of the budget responsibilities assigned.

**Sec. 14. State Cost Allocation Program.** The State Cost Allocation Program shall annually identify the kind and cost of central services furnished to each state

agency from General Fund appropriations. The non-General Fund portion of each agency shall be assessed for these services as determined by the State Cost Allocation Program procedures to the extent these payments are not expressly prohibited by state or federal law or by the terms of a gift or donation made to the State from private sources. These payments shall be credited to the General Fund as undedicated revenue. The State Budget Officer may adjust this assessment to any individual account.

**Sec. 15. Year-end closing.** The State Controller is authorized to close the books as soon as practicable after the close of the fiscal years ending June 30, 1982, and June 30, 1983. Any bills presented after those dates may be paid from appropriations for the ensuing year on recommendation of the State Controller if within the amounts of approved allotments.

**Sec. 16. Appropriation balances at year end.** At the end of each fiscal year, all unencumbered appropriation balances representing state moneys, except those that carry forward as provided by law, shall lapse to unappropriated surplus as provided by the Maine Revised Statutes, Title 5, section 1544. At the end of each fiscal year, all encumbered appropriation balances shall not be carried more than once, except in those accounts which carry forward from year to year by law.

**Sec. 17. Other appropriation measures.** It is intended that the language in the preceding sections of this Act shall apply to all other appropriation measures enacted by the Legislature.

**APPROPRIATIONS FROM  
 GENERAL FUND**

	1981-82	1982-83
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**DEPARTMENT OF AGRICULTURE, FOOD  
 AND RURAL RESOURCES**

Bureau of Agricultural Production		
Positions	(15½)	(15½)
Personal Services	\$ 355,085	\$ 346,157
All Other	147,879	166,300
Office of the Commissioner		
Positions	(17)	(17)
Personal Services	343,192	340,582
All Other	56,872	69,556
Harness Racing Commission		
Positions	(2)	(2)
Personal Services	143,032	138,008
All Other	49,448	57,696
Bureau of Agricultural Marketing		
Positions	(15½)	(15½)
Personal Services	283,494	277,926
All Other	137,036	153,342



DEPARTMENT OF AGRICULTURE, FOOD AND RURAL RESOURCES (cont'd)	APPROPRIATIONS FROM GENERAL FUND	
	1981-82	1982-83
Pesticides Control, Board of		
Positions	(1½)	(1½)
Personal Services	34,747	33,575
All Other	7,415	14,215
 Bureau of Public Services		
Positions	(33)	(33)
Personal Services	641,210	601,277
All Other	220,575	288,015
 Bureau of Agricultural and Rural Resources		
Positions	(5)	(5)
Personal Services	97,526	98,149
All Other	23,825	32,425
 Soil and Water Conservation Commission		
Positions	(3)	(3)
Personal Services	68,679	67,363
All Other	54,700	59,700

It is the intent of the Legislature that the care and maintenance of the Dead River Dam in Leeds be done within appropriations made in this Act.

DEPARTMENT OF AGRICULTURE, FOOD AND RURAL RESOURCES		
Total	\$ 2,664,715	\$ 2,744,286

**STATE BOARD OF ASSESSMENT REVIEW**

Assessment Review — Board of		
Personal Services	\$ 4,000	\$ 4,000
All Other	1,000	1,000
	<hr/>	<hr/>
Total	\$ 5,000	\$ 5,000

**ATLANTIC STATES MARINE FISHERIES  
COMMISSION**

Atlantic States Marine Fisheries Commission		
All Other	\$ 10,200	\$ 10,200
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Total	\$ 10,200	\$ 10,200

**APPROPRIATIONS  
 FROM GENERAL FUND**  
 1981-82                      1982-83

**DEPARTMENT OF ATTORNEY GENERAL**

Administration — Attorney General		
Positions	(62)	(62)
Personal Services	\$ 1,509,488	\$ 1,463,209
All Other	221,500	221,500
Capital Expenditures	21,005	21,230
District Attorneys Salaries		
Personal Services	\$ 940,451	\$ 980,711

The expenditure of the portion of funds for assistant district attorneys salaries by district shall be as follows:

	Fiscal Year 1982	Fiscal Year 1983
District 1	\$ 53,130	\$ 55,786
District 2	88,672	93,106
District 3	86,625	90,956
District 4	77,962	81,860
District 5	77,962	81,860
District 6	56,910	59,755
District 7	56,700	59,535
District 8	53,130	55,786
	\$551,091	\$578,644

Chief Medical Examiner — Office of		
Positions	(5)	(5)
Personal Services	178,364	177,076
All Other	192,200	199,555
Capital Expenditures	8,500	7,000

<b>DEPARTMENT OF ATTORNEY GENERAL</b>		
Total	\$ 3,071,508	\$ 3,070,281

**DEPARTMENT OF AUDIT**

Audit — Departmental Bureau		
Positions	(21)	(21)
Personal Services	\$ 453,924	\$ 443,111
All Other	21,350	21,350
Capital Expenditures	347	347

<b>DEPARTMENT OF AUDIT</b>		
Total	\$475,621	\$464,808

**APPROPRIATIONS  
FROM GENERAL FUND**

	1981-82	1982-83
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**DEPARTMENT OF BUSINESS REGULATION**

## Administration — Business Regulation

Positions	(1)	(1)
Personal Services	\$ 43,845	\$ 42,326
All Other	11,055	4,594

## Athletic Commission

Positions	(5½)	(5½)
Personal Services	14,716	14,716
All Other	8,300	8,500

## Banking — Bureau of

Positions	(3)	(3)
Personal Services	53,788	52,780
All Other	8,700	8,700

## Insurance — Bureau of

Positions	(1)	(1)
Personal Services	37,610	36,310
All Other	6,500	6,500

## Manufactured Housing Board

Positions	(1)	(1)
Personal Services	27,436	26,549
All Other	14,300	14,300

**DEPARTMENT OF BUSINESS REGULATION**

Total	\$ 226,250	\$ 215,275
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**DEPARTMENT OF CONSERVATION**

## Administrative Services — Conservation

Positions	(17)	(17)
Personal Services	\$ 354,378	\$ 348,086
All Other	45,988	52,280

## Entomology

Positions	(16)	(16)
Personal Services	389,879	380,557
All Other	77,642	78,198
Capital Expenditures	6,221	18,834

Forest Fire Control — Division of  
Positions

	(108)	(108)
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<b>DEPARTMENT OF CONSERVATION (Cont'd)</b>	<b>APPROPRIATIONS FROM GENERAL FUND</b>	
	1981-82	1982-83
Personal Services	\$3,094,140	\$3,064,009
All Other	1,214,322	1,266,467
Capital Expenditures	401,869	358,973
Any balance of appropriations shall not lapse, but shall be carried forward from year to year to be expended for the same purpose.		
Forest Management — Division of		
Positions	(11)	(11)
Personal Services	269,569	263,651
All Other	47,615	47,615
Forest Planning, Evaluation & Research		
Positions	(1)	(1)
Personal Services	26,805	25,864
All Other	5,500	5,500
Forest Utilization & Marketing Services		
Positions	(1)	(1)
Personal Services	30,286	29,601
All Other	6,379	6,733
Forestry — Community		
Personal Services	7,296	—
All Other	15,000	—
Funds seasonal labor, expenses and materials for the tree improvement program. It is the intent that this program be included in the state forest nursery program in the 2nd year of the biennium.		
Geological Survey		
Positions	(6)	(6)
Personal Services	154,044	153,355
All Other	170,941	181,975
Capital Expenditures	10,345	—
Land Use Regulation Commission		
Positions	(12)	(12)
Personal Services	267,930	264,982
All Other	102,461	105,409
Parks — General Operations		
Positions	(52)	(52)
Personal Services	2,298,709	2,312,865

DEPARTMENT OF CONSERVATION (Cont'd)	APPROPRIATIONS FROM GENERAL FUND	
	1981-82	1982-83
All Other	266,231	283,383
Capital Expenditures	110,100	110,100
Spruce Budworm Control		
All Other	\$ 143,342	\$ 144,795

These funds provide 50% of the costs for 9 positions, related costs and research. The other 50% of the costs are to be provided by the spruce budworm excise tax. These funds may be transferred to the budworm spray account for administrative purposes.

## DEPARTMENT OF CONSERVATION

Total	\$ 9,516,992	\$ 9,503,232
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DEPARTMENT OF DEFENSE AND  
VETERANS' SERVICESAdministration — Defense and Veterans'  
Services

Positions	(8)	(8)
Personal Services	\$ 159,537	\$ 154,438
All Other	800	800

## Administration — Civil Emergency

## Preparedness

Positions	(11)	(10)
Personal Services	103,600	93,447
All Other	34,000	34,000
Capital Expenditures	—	20,664

Funds are included in fiscal year 1981-82 for 10 positions for the full year and one position for 6 months, fiscal year 1982-83 includes funds for 10 positions for the full year.

## Military Training and Operations

Positions	(92)	(92)
Personal Services	1,361,724	1,332,958
All Other	748,258	748,258
Capital Expenditures	23,156	56,937

**DEPARTMENT OF DEFENSE AND  
 VETERANS' SERVICES (Con't)**

**APPROPRIATIONS FROM  
 GENERAL FUND**

**1981-82                      1982-83**

Veterans' Memorial Cemetery		
Positions	(5)	(5)
Personal Services	88,362	86,264
All Other	23,413	26,261
Capital Expenditures	—	5,000
 Veterans' Services		
Positions	(23)	(23)
Personal Services	394,315	388,127
All Other	465,142	471,330

**DEPARTMENT OF DEFENSE AND  
 VETERANS' SERVICES**

Total    \$ 3,402,307      \$ 3,418,484

**MAINE DEVELOPMENT FOUNDATION**

Development Foundation		
All Other	—	\$ 100,000
 Total		\$ 100,000

**DEPARTMENT OF EDUCATIONAL AND  
 CULTURAL SERVICES**

Teachers' Retirement		
All Other	\$ 46,586,694	\$ 48,181,874

Provides funding for the request for Teachers' Retirement less the amount provided by the language in Part D.

Administration — Education		
Positions	(4)	(4)
Personal Services	127,287	127,339
All Other	80,900	82,900
 Administration — Federal Programs — Education		
All Other	60,000	60,000
 Administration — Local School Services		
Positions	(3)	(3)
Personal Services	77,226	76,206
All Other	6,200	6,700

DEPARTMENT OF EDUCATIONAL AND CULTURAL SERVICES (Cont'd)	APPROPRIATIONS FROM GENERAL FUND	
	1981-82	1982-83
Administrative Services — Education		
Positions	(5)	(5)
Personal Services	105,356	103,216
All Other	6,500	7,000
Adult Education		
Positions	(1)	(1)
Personal Services	43,866	44,165
All Other	1,691,100	1,893,100
Unallocated	63,028	61,630
Certification and Placement — Teachers		
Positions	(5)	(5)
Personal Services	88,777	87,045
All Other	15,400	16,400
Capital Expenditures	500	500
Curriculum — Education		
Positions	(3)	(3)
Personal Services	111,310	108,894
All Other	25,900	26,900
Donated Commodities Program — Local Schools		
Positions	(3)	(3)
Personal Services	\$ 50,364	\$ 49,089
All Other	6,700	6,700
Finance — Education		
Positions	(13)	(13)
Personal Services	239,300	236,661
All Other	21,700	22,700
Capital Expenditures	1,000	1,000
Handicapped Children Services — Pre-School		
Positions	(1)	(1)
Personal Services	23,723	23,993
All Other	326,000	326,000
Higher Education Services		
Positions	(3½)	(3)
Personal Services	81,327	69,247
All Other	303,289	303,289
Education-Grant, Loan-Scholarship Fund		
All Other	\$ 1,111,730	\$ 1,271,200

**APPROPRIATIONS FROM  
 GENERAL FUND**  
 1981-82                      1982-83

**DEPARTMENT OF EDUCATIONAL AND  
 CULTURAL SERVICES (Cont'd)**

Includes \$30,000 in each year for the  
 Osteopathic Loan Fund.

Human Development and Guidance		
Positions	(2)	(2)
Personal Services	42,229	40,835
All Other	32,200	33,200
Instruction — Bureau of		
Positions	(2)	(2)
Personal Services	55,547	54,592
All Other	4,900	5,400
Nutrition Program — Local School		
Positions	(7)	(7)
Personal Services	134,572	133,321
All Other	1,026,960	1,023,311
Planning and Management Information — Education		
Positions	(2)	(2)
Personal Services	185,553	182,663
All Other	100,600	105,600
Capital Expenditures	700	700
Schooling of Children in Unorganized Territory		
Positions	(30)	(30)
Personal Services	660,777	668,140
All Other	1,703,037	1,697,822
School Facilities Program — Local Schools		
Positions	(3)	(3)
Personal Services	73,931	71,469
All Other	7,200	7,700
Special Education — Exceptional Children		
Positions	(5)	(5)
Personal Services	\$ 85,913	\$ 84,894
All Other	202,100	203,100
Teachers Education		
Positions	(1)	(1)
Personal Services	16,548	16,020
All Other	18,800	19,800
Transportation Program — Local Schools		



**APPROPRIATIONS FROM  
GENERAL FUND**

**DEPARTMENT OF EDUCATIONAL AND  
CULTURAL SERVICES (Cont'd)**

	1981-82	1982-83
Positions	(2)	(2)
Personal Services	39,635	38,716
All Other	6,700	7,200
Administration — Arts and Humanities		
Positions	(5)	(5)
Personal Services	97,084	95,441
All Other	15,555	17,198
Arts and Humanities — Sponsored Program		
All Other	94,400	94,400
Governor Baxter School for the Deaf		
Positions	(108)	(108)
Personal Services	1,540,587	1,543,215
All Other	215,013	230,586
Capital Expenditures	66,899	61,496
Historian — Office of State		
All Other	500	500
Historic Preservation Commission		
Positions	(4)	(4)
Personal Services	40,003	39,116
All Other	7,027	7,577
Administration — Library		
Positions	(7)	(7)
Personal Services	139,425	134,130
All Other	16,360	16,360
Library Development Services		
Positions	(23)	(23)
Personal Services	443,900	413,512
All Other	582,771	584,073
Funds are included for a books-by-mail program		
Reader and Information Services — Library		
Positions	(20)	(20)
Personal Services	310,600	298,863
All Other	107,100	100,600
Administration — Museum		

**DEPARTMENT OF EDUCATIONAL AND  
 CULTURAL SERVICES (Con't)**

**APPROPRIATIONS  
 FROM GENERAL FUND**

	1981-82	1982-83
Positions	(9)	(9)
Personal Services	\$ 143,042	\$ 140,070
All Other	28,500	28,500
 Exhibit Design and Preparation — Museum		
Positions	(7)	(7)
Personal Services	147,148	143,158
All Other	111,752	116,999
Capital Expenditures	2,000	2,000
 Research and Collection — Museum		
Positions	(10)	(9)
Personal Services	236,952	213,443
All Other	34,000	40,000
 Administration — Vocational Education		
Positions	(3)	(3)
Personal Services	74,143	71,672
All Other	5,008	5,433
 Vocational Education — Post Secondary		
All Other	50,000	50,000
 Vocational Training — Program Services		
Positions	(6)	(6)
Personal Services	123,706	122,512
All Other	9,350	9,800
 Vocational Education — Operations		
Positions	(3)	(3)
Personal Services	74,114	72,140
All Other	6,900	7,400
 Vocational-Technical Institute — Central Maine		
Positions	(66½)	(66½)
Personal Services	1,300,614	1,340,534
All Other	580,310	617,960
Capital Expenditures	29,813	36,836
 Vocational-Technical Institute — Eastern Maine		
Positions	(67)	(67)
Personal Services	1,416,287	1,440,346
All Other	539,778	539,778
Capital Expenditures	11,605	11,683

DEPARTMENT OF EDUCATIONAL AND CULTURAL SERVICES (Cont'd)	APPROPRIATIONS FROM GENERAL FUND	
	1981-82	1982-83
Vocational-Technical Institute — Kennebec Valley		
Positions	(35)	(35)
Personal Services	676,765	697,576
All Other	\$ 111,000	\$ 116,510
Capital Expenditures	11,831	11,784
Vocational-Technical Institute — Northern Maine		
Positions	(70½)	(70½)
Personal Services	1,480,254	1,507,613
All Other	736,210	765,027
Capital Expenditures	4,908	4,908
Vocational-Technical Institute — Southern Maine		
Positions	(110)	(110)
Personal Services	2,142,027	2,194,452
All Other	882,000	907,000
Capital Expenditures	99,125	99,124
Vocational-Technical Institute — Washington County		
Positions	(44)	(44)
Personal Services	897,545	920,111
All Other	444,069	452,787
Capital Expenditures	7,266	3,481
DEPARTMENT OF EDUCATIONAL AND CULTURAL SERVICES		
Total	\$ 71,748,325	\$ 73,915,935
STATE EMPLOYEES' APPEALS BOARD		
State Employees' Appeals Board		
Personal Services	\$ 10,000	\$ 10,000
All Other	500	500
Total	\$ 10,500	\$ 10,500
DEPARTMENT OF ENVIRONMENTAL PROTECTION		
Administration — Environmental Protection		
Positions	(9)	(9)

**APPROPRIATIONS FROM  
 GENERAL FUND**

1981-82                      1982-83

**DEPARTMENT OF ENVIRONMENTAL  
 PROTECTION (Cont'd)**

Personal Services	\$ 230,078	\$ 227,930
All Other	141,170	121,860
Capital Expenditures	550	550
<b>Air Quality Control</b>		
Positions	(11)	(11)
Personal Services	227,954	229,669
All Other	34,796	32,734
Capital Expenditures	16,500	16,500
<b>Land Quality Control</b>		
Positions	(18)	(18)
Personal Services	371,394	370,689
All Other	122,919	148,880
Capital Expenditures	6,300	150
<b>Water Quality Control</b>		
Positions	(33)	(33)
Personal Services	\$ 695,319	\$ 694,309
All Other	133,780	135,742
Capital Expenditures	<u>13,500</u>	<u>129,672</u>

**DEPARTMENT OF ENVIRONMENTAL  
 PROTECTION**

Total                                      \$ 1,994,260                      \$ 2,108,685

**COMMISSION ON GOVERNMENTAL ETHICS  
 AND ELECTION PRACTICES**

**Governmental Ethics & Election Practices —  
 Commission on**

Personal Services	\$ 7,998	\$ 8,350
All Other	<u>2,000</u>	<u>3,600</u>

Total                                      \$ 9,998                      \$ 11,950

**EXECUTIVE DEPARTMENT**

**Executive — Governor's Office**

Positions	(11)	(11)
Personal Services	\$ 265,720	\$ 266,124
All Other	170,390	170,390

**Blaine House**

Positions	(6)	(6)
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EXECUTIVE DEPARTMENT (Cont'd)	APPROPRIATIONS FROM GENERAL FUND	
	1981-82	1982-83
Personal Services	89,722	90,138
All Other	41,088	41,088
Criminal Justice Planning and Assistance Agency		
Positions	(8)	(8)
Personal Services	181,273	179,394
All Other	118,455	118,245
Development Office		
Positions	(10)	(10)
Personal Services	212,812	211,858
All Other	651,985	651,985
Employee Relations — Office of		
Positions	(9)	(9)
Personal Services	232,535	233,374
All Other	42,153	42,703
Capital Expenditures	400	400
Energy Resources — Office of		
Positions	(3)	(3)
Personal Services	68,598	69,358
All Other	8,500	8,500
Federal-State Coordinator — Executive		
Positions	(2)	(2)
Personal Services	\$ 57,926	\$ 58,708
All Other	13,135	13,135
Planning Office		
Positions	(12)	(12)
Personal Services	326,739	318,841
All Other	207,769	203,050
Capital Expenditures	490	490
EXECUTIVE DEPARTMENT		
Total	\$ 2,689,690	\$ 2,677,781
DEPARTMENT OF FINANCE AND ADMINISTRATION		
Administration — Finance and Administration		
Positions	(2)	(2)
Personal Services	\$ 66,048	\$ 63,863
All Other	6,896	6,896

APPROPRIATIONS FROM  
 GENERAL FUND

1981-82                      1982-83

DEPARTMENT OF FINANCE AND  
 ADMINISTRATION (Cont'd)

Independent Audit — Finance and  
 Administration

All Other	25,000	25,000
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Accounts and Control, Bureau of

Positions	(66)	(66)
Personal Services	1,031,682	1,015,392
All Other	243,876	260,895
Capital Expenditures	1,793	1,774

Administrative Services — Finance and  
 Administration

Positions	(17)	(17)
Personal Services	291,524	289,322
All Other	10,760	10,760

Includes funds and positions to consolidate related administrative functions. Transfers an Accountant III, Account Clerk II, and 2 Account Clerks from the Bureau of Purchases Intragovernmental Fund which will reimburse \$61,099 in fiscal year 1982 and \$60,567 in fiscal year 1983 to the General Fund Undedicated Revenue Account, and transfers an Accountant I from the Bureau of Purchases — Operations Account.

Budget — Bureau of the

Positions	(13)	(13)
Personal Services	318,396	310,841
All Other	\$ 63,035	\$ 90,801
Capital Expenditures	1,225	1,000

Insurance Advisory Board

Positions	(3)	(3)
Personal Services	69,659	68,104
All Other	115,300	127,500

Building and Grounds Operations

Positions	(157)	(157)
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DEPARTMENT OF FINANCE AND ADMINISTRATION (Cont'd)	APPROPRIATIONS FROM GENERAL FUND	
	1981-82	1982-83
Personal Services	2,218,267	2,175,081
All Other	982,153	1,028,653
Capital Expenditures	24,450	44,450
Funding for one position is transferred to the Department of Public Safety — Capitol Security.		
Public Improvements — Planning, Construction — Administration		
Positions	(15)	(15)
Personal Services	380,147	370,960
All Other	26,753	26,753
Capital Expenditures	490	490
State Police Headquarters Building — Maintenance		
All Other	23,517	23,229
Purchases — Bureau of		
Positions	(19)	(19)
Personal Services	342,901	335,245
All Other	26,905	28,305
Transfer of an Accountant I to Administrative Services Division.		
Elderly Householders' Tax Refund		
All Other	5,940,690	5,651,202
Taxation — Bureau of		
Positions	(211)	(211)
Personal Services	3,913,094	3,855,072
All Other	1,309,094	1,326,625
Capital Expenditures	8,121	8,535
Tree Growth Tax Reimbursement		
All other	600,000	700,000
Unemployment Benefits for State Employees		
Personal Services	<u>200,000</u>	<u>200,000</u>

Provides funds to continue funding the  
program.

	<b>APPROPRIATIONS FROM GENERAL FUND</b>	
	1981-82	1982-83
<b>DEPARTMENT OF FINANCE AND ADMINISTRATION (cont'd)</b>		
DEPARTMENT OF FINANCE AND ADMINISTRATION		
Total	\$ 18,241,776	\$ 18,046,748
<b>HEALTH FACILITIES COST REVIEW BOARD</b>		
Health Facilities Cost Review Board		
Positions	(1)	
Personal Services	\$ 46,070	
All Other	<u>58,542</u>	<u>SUNSET</u>
Total	\$ 104,612	
<b>MAINE HISTORICAL SOCIETY</b>		
Historical Society		
All Other	<u>\$ 24,000</u>	<u>\$ 24,000</u>
Total	\$24,000	\$ 24,000
<b>DEPARTMENT OF HUMAN SERVICES</b>		
Income Maintenance — Regional		
Positions	(101)	(101)
Personal Services	\$ 1,651,059	\$ 1,635,226
All Other	100,477	100,477
Social Services — Regional		
Positions	(71)	(71)
Personal Services	1,458,105	1,438,963
All Other	95,294	95,294
Administration — Human Services		
Positions	(71)	(71)
Personal Services	1,220,926	1,191,518
All Other	165,493	165,493
Capital Expenditures	13,623	
Alcoholism and Drug Abuse Prevention — Human Services		
Positions	(10)	(10)
Personal Services	222,902	220,127
All Other	1,322,516	1,322,516
Elderly — Bureau of Maine's		
Positions	(9)	(9)



**APPROPRIATIONS FROM  
GENERAL FUND**  
1981-82            1982-83

**DEPARTMENT OF HUMAN SERVICES**  
(Cont'd)

Personal Services	195,513	193,855
All Other	763,690	773,918
Free Drugs to Maine's Elderly		
All Other	1,000,000	1,120,000
Eye Care — Division of		
Positions	(13)	(13)
Personal Services	268,404	264,498
All Other	568,645	598,155
Cerebral Palsy Centers — Grants to		
All Other	20,000	20,000
Fair Harbor		
All Other	10,000	10,000
Crippled Children Services		
Positions	(3½)	(3½)
Personal Services	116,991	116,185
All Other	11,918	11,918
Health — Bureau of		
Positions	(83)	(83)
Personal Services	1,808,440	1,785,604
All Other	398,537	434,569
Cystic Fibrosis — Treatment of		
All Other	5,000	5,000
Legal Services — Human Services		
Positions	(8)	(8)
Personal Services	169,173	163,604
All Other	19,904	19,904
Intermediate Care — Payments to Providers		
All Other	23,910,243	26,416,168
Medical Care — Payments to Providers		
All Other	30,479,340	34,477,352
Medical Care Administration		
Positions	(47)	(47)
Personal Services	816,647	803,473
All Other	741,164	791,084

APPROPRIATIONS FROM  
 GENERAL FUND  
 1981-82                      1982-83

DEPARTMENT OF HUMAN SERVICES  
 (Cont'd)

Administration — Regional — Human Services

Positions	(88½)	(88½)
Personal Services	1,198,023	1,183,942
All Other	928,694	1,041,237
Capital Expenditures		87,033

Rehabilitation — Bureau of

Positions	(5)	(5)
Personal Services	73,094	71,480
All Other	12,470	12,470

Rehabilitation — Vocational Rehabilitation —

Bureau of

Positions	(21)	(21)
Personal Services	\$ 396,633	\$ 395,643
All Other	486,864	547,773

Administration — Resource Development

Positions	(12)	(12)
Personal Services	262,701	257,309
All Other	187,120	187,120

Charitable Institutions — Aid to

All Other	204,000	204,000
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Child Welfare Services

All Other	2,587,900	2,825,500
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Day-Care, Homemaker Services,  
 Transportation Services, State Seed —  
 Resource Development

Positions	(4)	(4)
Personal Services	82,182	82,416
All Other	4,150,875	4,150,875

Day-Care — Developmental — Resource  
 Development

All Other	86,000	86,000
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Administration — Social Welfare

Positions	(24)	(24)
Personal Services	471,509	463,060
All Other	228,287	228,287

**APPROPRIATIONS FROM  
GENERAL FUND**  
1981-82                      1982-83

**DEPARTMENT OF HUMAN SERVICES**  
(Cont'd)

Aid to Families with Dependent Children All Other	16,886,788	17,331,408
Food Stamp Program		
Positions	(43)	(43)
Personal Services	760,272	748,206
All Other	453,566	453,566
General Assistance — Reimbursement to Cities and Towns		
All Other	1,300,000	1,500,000
State Supplement to Federal Supplemental Security Income		
All Other	9,385,000	9,385,000
Work Incentive Program		
All Other	<u>210,000</u>	<u>210,000</u>

**DEPARTMENT OF HUMAN SERVICES**

Total	\$ 107,905,982	\$ 115,627,226
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**HUMAN SERVICES COUNCIL**

Positions	(1)	(1)
Personal Services	\$ 19,446	\$ 19,622
All Other	<u>21,100</u>	<u>21,100</u>
Total	\$ 40,546	\$ 40,722

Provides funds to establish a separate  
account as presently handled.

**HUMAN RIGHTS COMMISSION — Regulation**

Positions	(4)	(4)
Personal Services	\$ 79,850	\$ 80,583
All Other	<u>30,430</u>	<u>26,776</u>
Total	\$ 110,280	\$ 107,359

**APPROPRIATIONS FROM  
 GENERAL FUND**  
 1981-82                      1982-83

**DEPARTMENT OF INLAND FISHERIES AND  
 WILDLIFE**

Fisheries and Wildlife — General Operations		
All Other	\$ 106,900	\$ 106,900
Atlantic Sea Run Salmon Commission		
Positions	(6)	(6)
Personal Services	126,763	125,626
All Other	24,200	24,200
Capital Expenditures	12,000	12,000

**DEPARTMENT OF INLAND FISHERIES  
 AND WILDLIFE**

Total	\$ 269,863	\$ 268,726
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**JUDICIAL DEPARTMENT**

Courts — Supreme, Superior, District and Administrative		
Positions	(311½)	(311½)
Personal Services	\$ 5,336,345	\$ 5,438,338
All Other	6,271,854	5,975,606
Capital Expenditures	80,000	50,000
District Court Building Fund		
Capital Expenditures	36,000	36,000

**JUDICIAL DEPARTMENT**

TOTAL	\$ 11,724,199	\$11,499,944
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**LEGISLATURE**

Legislature		
Positions	(27)	(27)
Personal Services	\$ 1,741,850	\$ 2,296,321
All Other	1,258,700	1,959,700
Capital Expenditures	10,000	10,000

Any balance of appropriations shall not lapse, but shall be carried forward from year to year to be expended for the same purpose.

Interstate Cooperation — Commission on All Other	62,080	64,778
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**LEGISLATURE (Con't)****APPROPRIATIONS FROM  
GENERAL FUND**  
1981-82      1982-83

Legislative Research		
Positions	(13)	(13)
Personal Services	329,549	349,603
All Other	483,034	299,292
Capital Expenditures	3,108	1,577
Law and Legislative Reference Library		
Positions	(7)	(7)
Personal Services	160,276	162,071
All other	69,754	70,837
Capital Expenditures	3,800	
Maine-Canadian Legislative Advisory Office		
Positions	(2)	(2)
Personal Services	32,032	32,369
All Other	9,850	11,300

**LEGISLATURE**

TOTAL	\$ 4,164,033	\$ 5,257,848
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**DEPARTMENT OF MANPOWER AFFAIRS**

Administration — Bureau of Labor		
Positions	(13)	(13)
Personal Services	\$ 226,202	\$ 223,259
All Other	12,196	12,196
Regulatory Boards — Bureau of Labor		
Positions	(25)	(25)
Personal Services	\$ 497,351	\$ 488,680
All Other	68,850	68,850
Labor Relations Board		
Positions	(7)	(7)
Personal Services	203,508	204,259
All Other	34,467	36,280

**DEPARTMENT OF MANPOWER AFFAIRS**

TOTAL	\$ 1,042,574	\$ 1,033,524
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**DEPARTMENT OF MARINE RESOURCES**

Administration — Marine Resources

**DEPARTMENT OF MARINE RESOURCES  
(Con't)**

**APPROPRIATIONS FROM  
GENERAL FUND  
1981-82                      1982-83**

Positions	(3)	(3)
Personal Services	\$ 95,384	\$ 93,383
All Other	79,055	80,091
Capital Expenditures	670	834

Marine Development — Bureau of

Positions	(16)	(16)
Personal Services	344,765	337,129
All Other	82,330	85,500
Capital Expenditures	22,121	26,382

Marine Patrol — Bureau of

Positions	(42)	(42)
Personal Services	1,139,659	1,117,956
All Other	201,661	207,992
Capital Expenditures	109,298	121,132

Marine Sciences — Bureau of

Positions	(24)	(24)
Personal Services	629,938	623,787
All Other	208,240	216,255
Capital Expenditures	<u>30,125</u>	<u>33,740</u>

**DEPARTMENT OF MARINE RESOURCES**

Total	\$ 2,943,246	\$ 2,944,181
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**MAINE MARITIME ACADEMY**

Maritime Academy — Operations

All Other	<u>\$ 2,516,550</u>	<u>\$ 2,559,550</u>
Total	\$ 2,516,550	\$ 2,559,550

**DEPARTMENT OF MENTAL HEALTH AND  
CORRECTIONS**

Administration — Mental Health & Corrections

Positions	(81)	(81)
Personal Services	\$ 1,703,034	\$ 1,746,815
All Other	328,153	344,160
Capital Expenditures	5,650	4,985

Food for Institutions — Mental Health  
and Corrections

All Other	2,033,436	2,236,780
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**APPROPRIATIONS  
FROM GENERAL FUND**

**DEPARTMENT OF MENTAL HEALTH AND  
CORRECTIONS (Cont'd)**

**1981-82                      1982-83**

Any balance of appropriations shall not lapse June 30, 1982, but shall be carried forward until June 30, 1983, to be expended for the same purpose.

Fuel for Institutions — Mental  
Health and Corrections  
All Other

2,188,908                      2,407,799

Any balance of appropriations shall not lapse June 30, 1982, but shall be carried forward until June 30, 1983, to be expended for the same purpose.

Unemployment Compensation — Mental  
Health  
and Corrections

Personal Services

200,000                      237,960

Any balance of appropriations shall not lapse June 30, 1982, but shall be carried forward until June 30, 1983, to be expended for the same purpose.

Aroostook Residential Center

Positions

(9)                                      (9)

Personal Services

141,668                      146,396

All Other

38,483                      41,270

Capital Expenditures

1,700                      2,070

Augusta Mental Health Institute

Positions

(568)                                      (568)

Personal Services

9,301,902                      9,490,883

All Other

1,127,277                      1,240,204

Capital Expenditures

50,000                      50,000

Bangor Mental Health Institute

Positions

(535)                                      (535)

Personal Services

8,294,572                      8,494,665

All Other

928,228                      1,021,051

Capital Expenditures

33,446                      35,833

**APPROPRIATIONS FROM  
 GENERAL FUND**  
 1981-82            1982-83

**DEPARTMENT OF MENTAL HEALTH AND  
 CORRECTIONS (Cont'd)**

Correctional Improvement Program		
All Other	\$ 200,000	\$ 200,000
Community Correctional Services		
Positions	(2)	(2)
Personal Services	46,574	48,810
All Other	871,500	915,075
Maine Correctional Center		
Positions	(150)	(150)
Personal Services	2,599,846	2,645,067
All Other	520,086	568,589
Capital Expenditures	14,568	14,568
Elizabeth Levinson Center		
Positions	(64)	(64)
Personal Services	930,488	965,187
All Other	111,668	123,092
Capital Expenditures	6,702	11,237
Mental Health Services — Community		
All Other	4,953,801	5,001,491
Children's Mental Health Services		
All Other	1,785,000	1,874,250
Community Mental Retardation Services		
Positions	(127½)	(127½)
Personal Services	2,397,802	2,416,321
All Other	3,553,135	3,716,000
Capital Expenditures	6,289	5,442
Parole Board		
Positions	(1)	(1)
Personal Services	18,377	18,902
All Other	11,800	12,900
Pineland Center		
Positions	(686)	(686)
Personal Services	10,157,625	10,461,116
All Other	1,243,165	1,367,481
Capital Expenditures	50,000	50,000
State Prison		
Positions	(207)	(207)



**APPROPRIATIONS FROM  
GENERAL FUND**

1981-82                      1982-83

**DEPARTMENT OF MENTAL HEALTH AND  
CORRECTIONS (Cont'd)**

Personal Services	3,847,710	3,945,670
All Other	1,117,575	1,259,880
Capital Expenditures	25,350	28,900
Probation and Parole		
Positions	(65)	(65)
Personal Services	1,388,034	1,419,762
All Other	\$ 238,000	\$ 249,412
Capital Expenditures	5,725	3,200
Maine Youth Center		
Positions	(231)	231
Personal Services	4,162,406	4,248,615
All Other	386,500	426,000
Capital Expenditures	24,450	31,682
Central Maine Pre-Release Center		
Positions	(17)	(17)
Personal Services	261,970	277,328
All Other	75,000	82,500
Capital Expenditures	5,000	5,000
Military and Naval Children's Home		
Positions	(13)	(13)
Personal Services	191,832	197,007
All Other	18,630	21,307
Capital Expenditures	6,000	2,000
Charleston Correctional Center		
Positions	(22)	(22)
Personal Services	308,000	330,000
All other	98,088	113,471
Capital Expenditures	5,000	5,000

**DEPARTMENT OF MENTAL HEALTH AND  
CORRECTIONS**

	\$68,020,153	\$70,563,133
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**MUNICIPAL VALUATION APPEALS BOARD**

Municipal Valuation Appeals		
Personal Services	\$ 24,150	\$ 24,150
All Other	11,400	11,400
Total	\$ 35,550	\$ 35,550

**APPROPRIATIONS FROM  
GENERAL FUND  
1981-82                      1982-83**

**(OFFICE OF) COMMISSIONER OF  
PERSONNEL**

Administration — Personnel		
Positions	(35)	(35)
Personal Services	\$ 647,792	\$ 644,417
All Other	144,364	151,524
	<hr/>	<hr/>
Total	\$ 792,156	\$ 795,941

**DEPARTMENT OF PUBLIC SAFETY**

Administration — Public Safety		
Positions	(2)	(2)
Personal Services	\$ 69,590	\$ 68,621
All Other	4,510	5,000
 Criminal Justice Academy		
Positions	(13)	(13)
Personal Services	232,468	230,506
All Other	177,419	165,136
Capital Expenditures	3,000	3,000
 Liquor Enforcement		
Positions	(22)	(22)
Personal Services	503,516	490,619
All Other	74,295	77,885
Capital Expenditures	39,256	35,138

This appropriation includes funds for one Director, 13 Liquor Inspectors I, 5 Liquor Inspectors II, one Mechanic, one Clerk-typist II and one Clerk-steno III. It is the intent of the Legislature that the above-mentioned staffing pattern shall be maintained and that personnel may not be transferred from the areas that they are serving as of January 1, 1981.

State Police		
Positions	(397)	(397)
All Other	3,352,962	3,300,677

It is the intent of the Legislature that the Commissioner of Public Safety shall

**APPROPRIATIONS FROM  
GENERAL FUND**  
1981-82                      1982-83

**DEPARTMENT OF PUBLIC SAFETY (Cont'd)**

maintain an active enforcement program of the drug enforcement laws and that such program shall be operated within the Bureau of State Police. The Commissioner of Public Safety shall report to the Second Regular Session of the 110th Legislature as to the effectiveness and accomplishments of that program.

Capitol Security — Bureau of		
Positions	(12)	(12)
Personal Services	178,386	175,220
All Other	25,094	26,614
Capital Expenditures	2,470	

Allows for transfer of 2 positions from the Augusta Mental Health Institute and one position from the Bureau of Public Improvements plus related costs.

DEPARTMENT OF PUBLIC SAFETY		
Total	\$4,662,966	\$4,578,416

**PUBLIC UTILITIES COMMISSION**

Public Utilities — Administrative Division		
Positions	(32)	(32)
Personal Services	\$ 794,923	\$ 779,633
All Other	129,892	115,037
Capital Expenditures	3,000	3,000
Total	\$ 927,815	\$897,670

**(BOARD OF TRUSTEES OF THE) MAINE  
STATE RETIREMENT SYSTEM**

Retirement System — Retirement Allowance Fund		
All Other	\$ 210,012	\$ 104,800
Retirement System — Group Life Insurance Fund		
All Other	201,000	213,000
Retirement System — Survivor Benefit Fund		
All Other	6,922	6,922

(BOARD OF TRUSTEES OF THE) MAINE STATE RETIREMENT SYSTEM (Cont'd)	APPROPRIATIONS FROM GENERAL FUND	
	1981-82	1982-83
(BOARD OF TRUSTEES OF THE) MAINE STATE RETIREMENT SYSTEM Total	\$ 417,934	\$ 324,722
 <b>SACO RIVER CORRIDOR COMMISSION</b>		
Saco River Corridor Commission All Other	\$ 10,000	\$ 10,000
Total	\$ 10,000	\$ 10,000
 <b>DEPARTMENT OF THE SECRETARY OF STATE</b>		
Administration — Secretary of State		
Positions	(26½)	(26½)
Personal Services	\$ 507,613	\$ 497,321
All Other	114,000	124,000
Capital Expenditures	632	924
Administration — Archives		
Positions	(18)	(18)
Personal Services	344,988	335,567
All Other	\$ 39,850	\$ 47,572
Capital Expenditures	<u>          </u>	<u>1,699</u>
 <b>DEPARTMENT OF THE SECRETARY OF STATE</b>		
Total	\$1,007,083	\$1,007,083
 <b>DEPARTMENT OF TRANSPORTATION</b>		
Administration — Aeronautics		
Positions	(5)	(5)
Personal Services	\$ 109,441	\$ 112,015
All Other	264,222	260,910
State Plane		
Positions	(2)	(1½)
Personal Services	52,900	41,995
All Other	49,664	59,459
Public Transportation		
All Other	400,000	400,000
Administration — Waterways		
All Other	<u>1,611,729</u>	<u>1,611,729</u>

DEPARTMENT OF TRANSPORTATION (Con't)	APPROPRIATIONS FROM GENERAL FUND	
	1981-82	1982-83
DEPARTMENT OF TRANSPORTATION		
Total	\$2,487,956	\$2,486,108
<b>(OFFICE OF) TREASURER OF STATE</b>		
Administration — Treasurer		
Positions	(13)	(13)
Personal Services	\$ 241,490	\$ 239,066
All Other	150,994	153,300
Capital Expenditures	1,116	1,234
Debt Service — Treasury		
All Other	26,967,813	28,357,370
Any balance of appropriations shall not lapse June 30, 1982, but shall be carried forward until June 30, 1983, to be expended for the same purpose.		
Inventory Tax Reimbursement		
All Other	<u>4,290,000</u>	<u>2,860,000</u>
<b>(OFFICE OF) TREASURER OF STATE</b>		
Total	\$31,651,413	\$31,610,970
<b>BOARD OF TRUSTEES UNIVERSITY OF MAINE</b>		
Educational and General Activities		
University of Maine		
All Other	\$49,093,000	\$49,707,000
Maine Public Broadcasting Network		
All Other	<u>\$ 1,015,978</u>	<u>\$1,015,978</u>
<b>BOARD OF TRUSTEES UNIVERSITY OF MAINE</b>		
Total	\$50,108,978	\$50,722,978
<b>MAINE COMMISSION FOR WOMEN</b>		
Women — Maine Commission for		
Positions	(2)	(2)
Personal Services	\$ 34,514	\$ 34,796
All Other	<u>8,850</u>	<u>8,825</u>

MAINE COMMISSION FOR WOMEN (Con't)	APPROPRIATIONS FROM GENERAL FUND	
	1981-82	1982-83
MAINE COMMISSION FOR WOMEN		
Total	\$ 43,364	\$ 43,621
<b>WORKERS' COMPENSATION COMMISSION</b>		
Workers' Compensation Commission		
Positions	(30)	(30)
Personal Services	\$ 586,736	\$ 572,615
All Other	64,600	67,695
Capital Expenditures	<u>2,040</u>	<u>9,588</u>
WORKERS' COMPENSATION COMMISSION		
Total	\$ 653,376	\$ 649,898
TOTAL PART A	\$405,731,771	\$419,392,335

**PART B**

**Appropriation.** The following funds are appropriated from the General Fund to carry out the purposes of this Act.

	1980-81	1981-82	1982-83
EDUCATIONAL AND CULTURAL SERVICES, DEPARTMENT OF			
General Purpose aid for local schools			
All Other (\$300,000)		\$208,066,210	\$222,367,000

Provides funds to change the subsidy index for the basic education allocation from 9.25 mills to 8.85 mills in order to maintain state participation at approximately 53.97% of these costs. Included in the 2nd-year amount are funds to increase provisions for local leeway to 1.1 mills/\$135 per pupil.

**PART C**

**Sec. 1. Basic elementary and secondary per pupil operating rate.** The basic elementary per pupil operating rate for 1981-82 shall be \$1,173 and the basic secondary per pupil rate for 1981-82 shall be \$1,515.

**Sec. 2. Basic education allocation.** The basic allocation of state and local funds for 1981-82 for the purposes listed below shall be as follows:

1. Elementary and secondary operating costs	\$281,530,820
Alternative program costs	1,000,000
2. Special education for programs operated by the administrative units	14,467,919
3. Special education tuition & board, excluding medical costs	
(a) For pupils placed by administrative units	4,754,289
(b) Adjustments under the Maine Revised Statutes, Title 20, section 4749, subsection 6	400,000
4. Vocational education costs	9,222,036
5. Transportation costs	
a. Operating	23,862,396
b. Purchase of buses	4,000,000
6. Debt service costs	
(a) Principal and interest	27,600,000
(b) Insured value factor	324,024
(c) Approved leases	600,000
	Subtotal
	\$367,761,484
Less Federal Public Law, chapter 874	2,400,000
	Total
	\$365,361,484

**Sec. 3. Subsidy index.** This Act establishes the mill rate at 8.85.

**Sec. 4. Appropriations.** The appropriations provided in Part B of this Act for general purpose aid for local schools for the fiscal year beginning July 1, 1981, and ending June 30, 1982, were calculated as follows:

1. State allocation	\$197,184,662
2. Maximum state share of local leeway	8,060,973
3. Unusual enrollment adjustments	375,000
4. Geographic isolation adjustments	350,000
5. Small administrative unit adjustments	75,000
6. Audit adjustments	50,000
7. Private school services	220,575

8.	Cost for pupils placed directly by the State and institutional residents	1,750,000
		1,750,000
	TOTAL	\$208,066,210

**Sec. 5. Limit of state's obligation.** In the event that the state's computed obligation for any individual program contained within sections 2 and 4 exceeds the level of funding provided for that program, any unexpended balances occurring in other programs may be applied to avoid proration of payments for any individual program. Any unexpended balance from sections 2 and 4 shall not lapse, but shall be carried forward to be used for the same purpose.

**Sec. 6. Local leeway.**

**20 MRSA § 4751, sub-§ 3, ¶ A, first sentence**, as amended by PL 1979, c. 711, Pt. D § 6, is further amended to read:

The legislative body of an administrative unit may, in addition to the unit's state-local allocation under sections 4748 and 4749, authorize an additional expenditure for either elementary or secondary pupils, or both, not to exceed a local appropriation for each municipality of 1.2 mills on the state valuation in effect on July 1st or \$125 per pupil, whichever is less, for the ~~1980-81~~ 1981-82 year of distribution.

**Sec. 7. Special grant for school funding.** Notwithstanding any provision of statute to the contrary, the state allocation for general purpose aid shall be increased by \$13,602 and the state share of local leeway shall be increased by \$1,844 for the Town of Easton for the 1981-82 year of distribution only.

**PART D**

**Sec. 1. 5 MRSA § 1062, sub-§ 5**, as last amended by PL 1979, c. 663, §§ 12 - 14, is further amended by adding at the end a new sentence to read:

**Notwithstanding this section, the employer retirement costs related to the retirement system, applicable to those teachers whose funding is provided from federal grants or through federal reimbursement, shall be paid by local school systems from such federal funds.**

**Sec. 2. Part A; appropriations.** The appropriations made in Part A shall be used for payment of the employer share of teachers' retirement only for those teachers whose salaries are paid from state and local resources.

**PART E**

**Unemployment compensation.** The appropriations for unemployment compensation provide supplemental funds to assist the departments in paying the costs of unemployment compensation. Claims against departments supported by



the Highway Fund, Federal Expenditure Fund, Special Revenue Fund or other funds may not be adjusted from moneys provided for the General Fund, but shall be paid from funds available to the departments from their own sources.

**PART F**

P&SL 1975, c. 78 § 19, under the caption "Environmental Protection" relating to the Coastal Protection Fund is amended by adding after the last paragraph a new paragraph to read:

**Any unencumbered balance remaining on June 30, 1976, shall not lapse, but shall carry forward to June 30, 1983, to be expended for the same purpose.**

**PART G**

5 MRSA § 1666, last 2 sentences, as repealed and replaced by PL 1973, c. 732, are amended to read:

The Governor shall transmit ~~said the~~ budget document to the Legislature not later than the ~~close of the 2nd week of the regular legislative session~~ **Friday following the first Monday in January of the first regular legislative session.** A Governor-elect to his first term of office shall transmit ~~said the~~ budget document to the Legislature not later than the ~~close of the 6th week~~ **Friday following the first Monday in February** of the first regular legislative session.

**PART H**

**Allocation.** From the proceeds of the sale of bonds for planning, construction and equipment of pollution abatement facilities, from July 1, 1981, to June 30, 1983, there shall be segregated, apportioned and expended as designated in the following schedule.

	1981-82	1982-83
DEPARTMENT OF ENVIRONMENTAL PROTECTION		
Municipal Sewerage Construction		
All Other	\$7,000,000	\$7,000,000

Any unexpended balance shall not lapse, but shall be carried forward from year to year to be expended for the same purposes.

**PART I**

**Allotments.**

5 MRSA § 1667, first ¶, as last amended by PL 1975, c. 771, § 75, is further amended by adding after the 5th sentence a new sentence to read:

**The Governor may authorize the State Budget Officer to approve quarterly allotments not to exceed \$500 in any account.**

#### PART J

25 MRSA §§ 2911 and 2912, as enacted by PL 1977, c. 561, § 1, are repealed.

#### PART K

5 MRSA § 1670 is enacted to read:

##### § 1670. Block grants

**Any change from federal categorical grants to federal block grants shall not be implemented on the state level without recommendations from the committee having jurisdiction over Appropriations and Financial Affairs and approval by the Legislative Branch of State Government.**

#### PART L

20 MRSA § 2373, sub-§ 3 is enacted to read:

**3. University of Maine; grant allocation. The department may allocate up to 25% of the state student incentive scholarship grants to eligible students attending the University of Maine. The balance of funds shall be granted to eligible students attending other institutions of higher education.**

#### PART M

**Sec. 1. 20 MRSA § 2271, sub-§ 1, as enacted by PL 1977, c. 703, § 2, is amended to read:**

**1. Admission of Maine residents to educational institutions. It is the intent of the Legislature to acquire, to the greatest extent possible, the admission of qualified Maine residents to educational institutions providing programs of instruction leading to the acquisition of doctoral degrees in allopathic and osteopathic medicine, dentistry, optometry and veterinary medicine.**

**Sec. 2. 20 MRSA § 2273, sub-§ 1, as repealed and replaced by PL 1977, c. 703, § 3, is amended to read:**

**1. Agreement for pre-1981 state contract students. State contract students commencing their professional education on or after September of 1977 and on or before July 1, 1981, shall be governed by the terms of this subsection. Notwithstanding any other provision of law, any state contract student commencing his professional education on or after September of 1977 Any such student shall, as a condition precedent to the commencement of the education, enter into an agreement with the State under which the student shall agree to pay**

tuition to the institution and shall also agree that, upon the conclusion of his professional education, including internship, residency and obligated public health service and Armed Forces' service, he shall pay the State an amount of money equal to the state capitation payment expended by the State in purchasing the student position which he occupied as a state contract student. This amount shall be payable at 6% simple annual interest in not more than 10 annual equal installments. These installment payments shall commence at such time as the state contract student concludes his professional education under rules promulgated by the commissioner. The agreement between the state contract student and the State shall provide that an amount equal to 1/4 of the indebtedness, as determined in this subsection, shall be forgiven for each year which the state contract student practices his profession within the State in primary care or other specialized areas as determined by the commissioner, with the advice of the Advisory Committee on Medical Education. For other state contract students returning to practice their profession in Maine, 1/4 of their indebtedness shall be forgiven for each of the first 2 years of practice. The remainder shall be payable in not more than 10 annual equal installments.

**Sec. 3.** 20 MRSA § 2273, sub-§ 1-A is enacted to read:

**1-A. Agreement for contract students; 1981.** Any state contract student commencing his professional education on or after July 1, 1981, shall, as a condition precedent to the commencement of the education, enter into an agreement with the State under which the student shall agree to pay tuition to the institution and shall also agree that, upon the conclusion of his professional education, including internship, residency and obligated public health service, he shall pay the State an amount of money equal to the state capitation payment expended by the State in purchasing the student position which he occupied as a state contract student. This amount shall be payable at 9% simple annual interest in not more than 10 annual equal installments. These installment payments shall commence at such time as the state contract student concludes his professional education under rules promulgated by the commissioner.

**Sec. 4.** 20 MRSA § 2273, sub-§ 3, as repealed and replaced by PL 1977, c. 703, § 3, is repealed.

**Sec. 5.** 20 MRSA § 2274, sub-§ 1, as amended by PL 1977, c. 703, § 4, is amended to read:

**1. Negotiations.** The Commissioner of Educational and Cultural Services shall, directly or through the New England Board of Higher Education, negotiate with educational institutions to secure positions for state contract students in the fields of allopathic and osteopathic medicine, dentistry, optometry and veterinary medicine to the extent funds are appropriated and authorized.

**Sec. 6.** 20 MRSA § 2276, as amended by PL 1979, c. 279 is further amended to read:

**§ 2276. Purchase of positions at medical schools**

**1. Purchase of positions at medical schools; pre-1981 state contract students.** The purchase of positions for state contract students entering medical schools on

or after September of 1977, but prior to July 1, 1981, shall be governed by this subsection. The Department of Educational and Cultural Services is authorized to expend the money appropriated by the Legislature for the purchase of positions at accredited medical schools, up to the amount necessary to purchase up to 40 positions each year, to a total of 160, at the University of Vermont College of Medicine, Tufts University School of Medicine, Dartmouth Medical School or other accredited medical schools; up to 10 positions each year, to a total of 25, at Tufts School of Dental Medicine or other accredited dental schools; and up to 4 positions each year, to a total of 16, at the University of Pennsylvania School of Veterinary Medicine, the New York State College of Veterinary Medicine at Cornell University, Tufts University School of Veterinary Medicine or other accredited schools of veterinary medicine; and up to 2 positions each year, to a total of 8, at the New England College of Optometry; and up to 10 positions each year, to a total of 40, at the New England College of Osteopathic Medicine. The Department of Educational and Cultural Services shall not exceed the total number of spaces identified in this section, but shall have the authority to allocate the number of spaces at the various institutions based on the spaces available for the academic school years, the cost of securing the student space, the number of applications and the primary care residency program needs.

**2. Purchase of positions at medical schools; 1981 state contract students.**

**A. The Department of Educational and Cultural Services may expend the money appropriated by the Legislature, for the purchase of positions at accredited medical schools, to purchase:**

- (1) Up to 18 positions each year, to a total of 72 positions, at accredited schools of allopathic medicine;**
- (2) Up to 2 positions each year, to a total of 8 positions, at accredited schools of dentistry;**
- (3) Up to 2 positions each year, to a total of 8 positions, at accredited schools of veterinary medicine; and**
- (4) Up to one position each year, to a total of 4 positions, at an accredited school of optometry.**

**B. The department shall not exceed the total number of spaces identified in this subsection for students commencing their professional education on or after July 1, 1981, but may allocate the number of spaces at the various institutions based on:**

- (1) The spaces available for the academic school years;**
- (2) The cost of securing the student's space;**
- (3) The number of applications; and**
- (4) The primary care residency program needs.**

Sec. 7. 20 MRSA § 2278, as amended by PL 1979, c. 691, § 11, is repealed and the following enacted in its place:

**§ 2278. Nonlapsing fund**

1. **Nonlapsing fund.** Any unexpended money appropriated by the Legislature under section 2276 shall not lapse, but shall be carried forward to the following year to be expended by the department for the purpose of purchasing positions at medical schools. Moneys returned to the State shall be deposited in a revolving account, to be expended for the purpose of purchasing contract spaces at medical schools.

Sec. 8. 20 MRSA § 2279 is enacted to read:

**§ 2279. Annual review**

The Legislature's committee having jurisdiction over Appropriations and Financial Affairs shall annually review the programs established under this chapter.

**PART N**

Sec. 1. 3 MRSA § 22, first ¶, last sentence, as amended by PL 1979, c. 396, § 1, is further amended to read:

He shall receive a salary of \$450 per week for all official services performed by him during a regular or special session of the Legislature.

Sec. 2. 3 MRSA § 22, 2nd ¶, first sentence, as amended by PL 1979, c. 396, § 2, is further amended to read:

The Assistant Secretary of the Senate shall receive a salary of \$300 \$350 per week for all official services performed by him during a regular or special session of the Legislature.

Sec. 3. 3 MRSA § 22, last ¶, as amended by PL 1979, c. 396, § 3, is further amended to read:

The President of the Senate may authorize either the Secretary of the Senate or the Assistant Secretary of the Senate to serve on a full-time basis when the Legislature is not in regular or special session at a salary of \$300 per week.

Sec. 4. 3 MRSA § 42, first ¶, last sentence, as amended by PL 1979, c. 396, § 4, is further amended to read:

He shall receive a salary of \$450 per week for all official services performed by him during a regular or special session of the Legislature.

**Sec. 5.** 3 MRSA § 42, 2nd ¶, first sentence, as amended by PL 1979, c. 396, § 5, is further amended to read:

The Assistant Clerk of the House of Representatives shall receive a salary of ~~\$300~~ \$350 per week for all official services performed by him during a regular or special session of the Legislature.

**Sec. 6.** 3 MRSA § 42, last ¶, as amended by PL 1979, c. 396, § 6, is further amended to read:

The Speaker of the House of Representatives may authorize either the Clerk of the House of Representatives or the Assistant Clerk of the House of Representatives to serve on a full-time basis when the Legislature is not in regular or special session at a salary of ~~\$300 per week~~.

**Sec. 7. Retroactivity.** Part N of this Act shall be retroactive to January 1, 1981.

## PART O

20 MRSA § 2244, as last amended by PL 1979, c. 670, § 12, is further amended to read:

### § 2244. Repayment

**1. Agreement for pre-1981 state osteopathic loan students.** State osteopathic loan students commencing their professional education on or after September, 1971, or before July 1, 1981, shall be governed by the terms of this subsection. Each student shall enter into an agreement with the Commissioner of Educational and Cultural Services that after the completion of his internship, residency, obligated public health service or ~~armed forces~~ **Armed Forces** service he will enter upon the practice of osteopathic medicine in this State and continue in such practice for a period of one year for each \$2,000 of loan granted and utilized. Such loan shall be granted to the applicant with no interest or principal payments for the years that he attends the osteopathic college or university and one year thereafter.

If a recipient of a loan provided ~~herein in this chapter~~ fails to perform his agreement with the Commissioner of Educational and Cultural Services for reasons other than death, he shall immediately be liable to the State for all loan payments he shall have received, plus interest on each payment at the rate of 6% per year compounded semiannually. Loans shall be repaid within 12 years of graduation at the rate of 6%.

If a recipient of a loan provided for in this chapter practices osteopathic medicine in a community of Maine for only a part of his total compensatory practice agreed upon, he shall be liable to the State only for the amount granted him under such loan, plus interest at the rate of 6% per year compounded

semiannually, reduced by a credit at the rate of \$2,000 plus interest thereon per year for the time he shall have actually practiced in Maine.

2. Agreement for osteopathic loan students; 1981. Any osteopathic loan student commencing his professional education on or after July 1, 1981, shall, as a condition precedent to the commencement of his education, enter into an agreement with the Commissioner of Educational and Cultural Services stating that, following the completion of his professional education, including internship, residency and obligated public health service, he shall pay the State an amount of money equal to the loan granted to and utilized by him as a student of osteopathic medicine. This amount shall be payable at 9% simple annual interest in not more than 10 annual equal installments. These installment payments shall commence at such time as the state contract student concludes his professional education under rules promulgated by the commissioner.

#### PART P

	1980-81	1981-82	1982-83
Total Appropriation	(\$300,000)	\$613,797,981	\$641,759,335

**Emergency clause.** In view of the emergency cited in the preamble, this Act shall take effect July 1, 1981, except as otherwise indicated.

Effective July 1, 1981, unless otherwise indicated

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## CHAPTER 317

S. P. 444 — L. D. 1282

### AN ACT to Amend the Criminal Code and Related Criminal Laws.

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. 15 MRSA § 201, sub-§4, ¶ B, as enacted by PL 1977, c. 671, § 3, is amended to read:

**B.** Any person convicted of a crime in the demanding state who is not in that state, unless he is lawfully absent pursuant to the terms of his bail or other release, and who has not served or completed a sentence imposed pursuant to the conviction. This definition shall include, but not be limited to, a person who has been released pending appeal or other review of the conviction, the review having been completed; a person who has been serving a sentence in this State; a person who has escaped from confinement in the demanding state; or a person who has broken the terms of his bail, probation or parole.